

**IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF TEXAS  
TYLER DIVISION**

INNOVATIVE GLOBAL SYSTEMS LLC,  
Plaintiff,

v.

VOLVO CONSTRUCTION EQUIPMENT  
NORTH AMERICA, INC., VOLVO  
TRUCKS NORTH AMERICA, INC.,  
KOMATSU AMERICA CORP.,  
CATERPILLAR INC., HYUNDAI  
CONSTRUCTION EQUIPMENT  
AMERICAS, INC., TOPCON TIERRA,  
STARTRAK SYSTEMS, LLC, WIRELESS  
MATRIX USA, LLC, JLG INDUSTRIES  
INC., TYLER TECHNOLOGIES, INC.,  
GEOTAB, INC., and NAVISTAR, INC.  
Defendants.

Case No. 6:10-CV-00327-LED

**JURY TRIAL DEMANDED**

**JOINT MOTION OF THE PARTIES TO RESET MEDIATION DEADLINE**

Plaintiff Innovative Global Systems LLC and Defendants Volvo Trucks North America (“Volvo Trucks”), Volvo Construction Equipment North America, Inc. (“Volvo Construction”), StarTrak Systems, LLC (“StarTrak”) and Caterpillar Inc. (“Caterpillar”) jointly and respectfully move the Court to reset the April 15, 2011 deadline to complete a first mediation set forth in the Docket Control Order (Docket No. 165) to **May 20, 2011**.

Mediation between Plaintiff and Caterpillar is scheduled to occur on April 18, 2011. Mediation between Plaintiff and Volvo Trucks and Volvo Construction is scheduled to occur on May 4, 2011. Mediation between Plaintiff and StarTrak has not yet been set. StarTrak’s parent company, Alanco Technologies, Inc., entered into an agreement, on or about February 23, 2011, to sell StarTrak to Orbcomm, Inc. The shareholders of Alanco Technologies, Inc. are expected

to vote on the ratification of the sale of StarTrak on or about May 11, 2011. Given the foregoing, the parties mutually agree to reset the deadline until May 20, 2011 for mediation completion.

Additionally, the parties respectfully notify the Court that they have agreed to mediate before Gary McGowan of McGowan Dispute Resolution, 5009 Caroline, Suite 100, Houston, Texas 77004-5750.

Dated: April 15, 2011

Respectfully submitted,

/s/ Michael T. Cooke (with permission)

Michael T. Cooke  
State Bar No. 04759650  
Jonathan T. Suder  
State Bar No. 19463350  
Todd I. Blumenfeld  
State Bar No. 24067518  
FRIEDMAN, SUDER & COOKE  
Tindall Square Warehouse No. 1  
604 East 4th Street, Suite 200  
Fort Worth, Texas 76102  
(817) 334-0400  
Fax (817) 334-0401  
[jts@fsclaw.com](mailto:jts@fsclaw.com)  
[mtc@fsclaw.com](mailto:mtc@fsclaw.com)

Keith A. Rutherford  
R. Scott Reese  
Sarah R. Cabello  
WONG, CABELLO, LUTSCH,  
RUTHERFORD & BRUCCULERI, LLP  
20333 SH 249, Suite 600  
Houston, TX 77070  
(832) 446-2400  
Fax (832) 446-2424  
[krutherford@counselip.com](mailto:krutherford@counselip.com)  
[sreese@counselip.com](mailto:sreese@counselip.com)  
[scabello@counselip.com](mailto:scabello@counselip.com)

/s/ Gregory V. Novak

Gregory V. Novak  
(Texas State Bar No. 15119600)  
NOVAK DRUCE + QUIGG LLP  
1000 Louisiana Street  
Fifty-Third Floor  
Houston, TX 77002  
Telephone: (713) 571-3400  
Facsimile: (713) 456-2836  
[gregory.novak@novakdruce.com](mailto:gregory.novak@novakdruce.com)  
**ATTORNEY FOR DEFENDANTS  
VOLVO TRUCKS NORTH AMERICA,  
VOLVO CONSTRUCTION NORTH  
AMERICA, INC. AND STARTRAK  
SYSTEMS, LLC**

/s/ Gary J. Fischman (with permission)

Robert G. Abrams – Lead Attorney  
Gregory J. Commins, Jr.  
BAKER & HOSTETLER  
Washington Square, Suite 1100  
1050 Connecticut Avenue, N.W.  
Washington, DC 20036  
Telephone: 202.861.1500  
Facsimile: 202.861.1783  
Email: [rabrams@bakerlaw.com](mailto:rabrams@bakerlaw.com)  
Email: [gcommins@bakerlaw.com](mailto:gcommins@bakerlaw.com)

Eric M. Albritton  
ERIC M. ALBRITTON, P.C.  
P.O. Box 2649  
111 West Tyler Street  
Longview, TX 75601  
(903) 757-8449 x204  
Fax (903) 758-7397  
[ema@emafirm.com](mailto:ema@emafirm.com)  
**ATTORNEYS FOR PLAINTIFF  
INNOVATIVE GLOBAL SYSTEMS,  
LLC**

Gary J. Fischman  
Texas Bar No. 00787469  
WINSTON & STRAWN LLP  
1111 Louisiana, 25th Floor  
Houston, Texas 77002  
Telephone: 713.651.2600  
Facsimile: 713.651.2700  
Email: [gfischman@winston.com](mailto:gfischman@winston.com)  
**ATTORNEYS FOR DEFENDANT  
CATERPILLAR INC.**

**CERTIFICATE OF SERVICE**

I hereby certify that all counsel of record who are deemed to have consented to electronic service are being served this April 15, 2011, with a copy of this document via the Court's CM/ECF system per Local Rule CV-5(a)(3). Any other counsel of record will be served by electronic mail, facsimile transmission and/or first class mail on this same date.

/s/ Gregory V. Novak  
Gregory V. Novak